

To: Shaw, Hanh[Shaw.Hanh@epa.gov]
Cc: Szerlog, Michael[Szerlog.Michael@epa.gov]
From: Dean, Heather
Sent: Mon 5/8/2017 1:48:14 PM
Subject: RE: R10 Major Issues and Near-Term Decisions

Hi, Hanh.

Ex. 5 - Deliberative Process

Thanks,

Heather

From: Shaw, Hanh
Sent: Friday, May 05, 2017 9:59 AM
To: Dean, Heather <Dean.Heather@epa.gov>
Cc: Szerlog, Michael <Szerlog.Michael@epa.gov>
Subject: R10 Major Issues and Near-Term Decisions

Heather – As you may know, Region 10 is maintaining a spreadsheet of Major Issues and Near-Term Decisions to keep the acting RA/DRA informed. Please review the write up below and send me the revised language, including more refined dates (if we know them) or any upcoming decisions to be made by the Region. I would very much appreciate the revision by Monday COB. Thank you!

WASHINGTON-- A number of Puget Sound tribes and
Determination of High environmental interests in Washington
Tide Line for Tidally- State have petitioned EPA and the
influenced Waters Corps of Engineers to modify the
Seattle District's interpretation of

Ex. 5 - Deliberative Process

David Allnutt

where the "high tide line" is for purposes of determining CWA jurisdiction. The Seattle District currently uses "mean higher high water" (MHHW) to determine where CWA jurisdiction begins. Tribes, environmental groups, NOAA-Fisheries and others believe that a higher elevation would more accurately reflect the high tide line and would be more protective of endangered species' habitat in Puget Sound and elsewhere. A joint report was developed by EPA, Corps of Engineers - Seattle District, and NOAA, recommending the use of the "mean annual highest tide" instead of MHHW.

Hanh Shaw | Acting Manager

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